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Attorneys for Plaintiff-Relator

Additional Counsel on Signature Page

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA**

UNITED STATES OF AMERICA; and the
States of CALIFORNIA, ILLINOIS,
INDIANA, NEW JERSEY, NEW YORK,
and OHIO *ex rel.* [UNDER SEAL],

Plaintiff-Relator

V.

[UNDER SEAL]

Defendants.

Case No. 17-CV-7278- KAW

**NOTICE OF VOLUNTARY DISMISSAL
AND [PROPOSED] ORDER OF
DISMISSAL**

FILED UNDER SEAL

1
2 Pursuant to Rule 41(a)(1)(A)(i) of the Federal Rules of Civil Procedure and Section
3 3730(b)(1) of the False Claims Act, Relator, Brian Silver (“Relator”), and his undersigned counsel
4 hereby give notice that the above-captioned action is voluntarily dismissed without prejudice as to
5 all parties.

6 Relator has conferred with the United States Government and was informed that the United
7 States Government and the Plaintiff States consent to the voluntary dismissal of this action. A
8 proposed order accompanies this notice.

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10 DATED: October 22, 2019

Respectfully submitted,



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Counsel for Plaintiff-Relator

CERTIFICATE OF SERVICE

I hereby certify that on October 22, 2019, I caused a true and correct copy of the foregoing document titled Notice of Voluntary Dismissal and [Proposed] Order of Dismissal to be served on the following individuals:

Gioconda R. Molinari
Assistant United States Attorney
United States Attorney's Office
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By Electronic Mail: I emailed a true and correct copy of the above-referenced documents to the person(s) at the email addresses listed above. I did not receive notices of transmission error or notices of non-delivery in connection with said emailing.

By First Class Mail: I enclosed the documents in a sealed envelope or package addressed to the person(s) at the above addresses. I placed the envelope for collection and mailing, following our ordinary business practices. I am readily familiar with this business's practice for collecting and processing correspondence for mailing. On the same day that correspondence is placed for collection and mailing, it is deposited in the ordinary course of business with the United States Postal Service, in a sealed envelope with postage fully prepaid.

Chiharu G. Sekino

[PROPOSED] ORDER OF DISMISSAL

AND NOW, on this _____ day of _____, 2019, having considered Relator's Notice of Voluntary Dismissal and The United States' and States of California, Illinois, Indiana, New Jersey, Ohio, and New York's Notice of Election to Decline Intervention, it is hereby ORDERED THAT:

This action shall be dismissed without prejudice as to all parties.

BY THE COURT:

HON. KANDIS WESTMORE
United States Magistrate Judge